

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
JONESBORO DIVISION**

**DELORIS SUMPTER**

**PLAINTIFF**

**v.**

**No. 3:14-cv-229-DPM**

**CRITTENDEN HOSPITAL  
ASSOCIATION, ET AL.**

**DEFENDANTS**

**RHONDA MICHELLE GOODFELLOW,  
on behalf of herself and all similarly situated  
persons**

**PLAINTIFF**

**v.**

**No. 3:14-cv-226-DPM**

**EUGENE K. CASHMAN, JR., ET AL.**

**DEFENDANTS**

**ORDER**

For the reasons stated on the record at the 12 December 2014 hearing,  
the Court makes these rulings in the two cases.

In *Sumpter*, Case No. 3:14-cv-229-DPM:

- Motions to consolidate and continue, *No. 23*, granted as modified;
- Motion to dismiss, *No. 28*, denied as moot;
- Motion to withdraw, *No. 31*, granted;
- Motion to dismiss, *No. 33*, denied as moot; and


- Amended Complaint, *Nº 37*, construed as motion for leave to amend and granted.


In *Goodfellow*, Case No. 3:14-cv-226-DPM:

- Motion to appoint interim counsel, *Nº 34*, denied without prejudice;
- Motions to consolidate and continue, *Nº 36*, granted as modified;
- Motion to intervene, *Nº 41*, denied as unnecessary;
- The Court also directs the Clerk to correct *Nº 41 & 42* to show that this motion and memorandum were filed by the plan participants, not the plan;
- Motion to dismiss, *Nº 43*, denied without prejudice as moot;
- Initial Scheduling Order, *Nº 35*, vacated; and
- The Court directs the Clerk to correct the docket — *Nº 69* was a motion for a Clerk's default, and one has been entered. *Nº 70*.

The Court designates *Sumpter*, Case No. 3:14-cv-229-DPM, as the lead case because it was filed first, albeit in state court. The Court will hold another Rule 16(a) status conference at 1:00 p.m. on Wednesday, 21 January 2015 in Jonesboro. Joint status report due by 14 January 2015. Case stayed until 10 February 2015.

So Ordered.

  
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D.P. Marshall Jr.  
United States District Judge

  
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15 December 2014